

UPDATED INFORMATIVE DIGEST

Assembly Bill (AB) 1961 amended Health and Safety (H&S) Code section 1569.73 to allow for the acceptance of terminally ill persons already receiving hospice care into a Residential Care Facility for the Elderly (RCFE). AB 1166 affected both Adult Residential Facilities (ARFs) and RCFEs respectively by amending H&S Code sections 1507.3 and 1569.74 to accept a terminally ill person already receiving hospice care into an ARF and to allow licensees in both facility types to contact the hospice agency in lieu of calling 9-1-1 during an emergent situation for hospice terminally ill client/residents, under certain conditions. These regulations also incorporate prohibited health conditions into the hospice care plan and hospice waiver. Similarly, the ARF regulations incorporate restricted and prohibited health conditions into the hospice care plan and the hospice waiver.

In order to achieve these goals, the proposed regulations amended several ARF sections in Title 22, such as the definition of, and services allowed by the Facility Hospice Care Waiver, Hospice Care and the Advance Health Care Directives as it relates to the Do Not Resuscitates.

The benefits of the regulatory action to the health and welfare of the terminally ill residents is to acknowledge the relationship between the individual and the hospice agency when the individual is actively dying and has elected to not be resuscitated as well as providing for a continuation of hospice care for individuals who elect to enter a residential care facility.

These regulations further meet all the requirements established in statute as they pertain to ARFs to implement the provisions of AB 1166.

The regulations were noticed on February 21, 2014. No written or oral testimony was received as a result of the public hearings and no changes were made to the proposed regulations.